

of Congress on October 28, 2012, pursuant to the Librarian's authority under section 1201(a) of title 17, United States Code, shall have no force and effect, and such paragraph shall read, and shall be in effect, as such paragraph was in effect on July 27, 2010.

(b) **RULEMAKING.**—The Librarian of Congress, upon the recommendation of the Register of Copyrights, who shall consult with the Assistant Secretary for Communications and Information of the Department of Commerce and report and comment on his or her views in making such recommendation, shall determine, consistent with the requirements set forth under section 1201(a)(1) of title 17, United States Code, whether to extend the exemption for the class of works described in section 201.40(b)(3) of title 37, Code of Federal Regulations, as amended by subsection (a), to include any other category of wireless devices in addition to wireless telephone handsets. The determination shall be made in the first rulemaking under section 1201(a)(1)(C) of title 17, United States Code, that begins on or after the date of enactment of this Act.

(c) **UNLOCKING AT DIRECTION OF OWNER.**—Constitution of a technological measure that restricts wireless telephone handsets or other wireless devices from connecting to a wireless telecommunications network—

(1)(A) as authorized by paragraph (3) of section 201.40(b) of title 37, Code of Federal Regulations, as made effective by subsection (a); and

(B) as may be extended to other wireless devices pursuant to a determination in the rulemaking conducted under subsection (b); or

(2) as authorized by an exemption adopted by the Librarian of Congress pursuant to a determination made on or after the date of enactment of this Act under section 1201(a)(1)(C) of title 17, United States Code, may be initiated by the owner of any such handset or other device, by another person at the direction of the owner, or by a provider of a commercial mobile radio service or a commercial mobile data service at the direction of such owner or other person, solely in order to enable such owner or a family member of such owner to connect to a wireless telecommunications network, when such connection is authorized by the operator of such network.

(d) **RULE OF CONSTRUCTION.**—

(1) **IN GENERAL.**—Except as expressly provided herein, nothing in this Act shall be construed to alter the scope of any party's rights under existing law.

(2) **LIBRARIAN OF CONGRESS.**—Nothing in this Act alters, or shall be construed to alter, the authority of the Librarian of Congress under section 1201(a)(1) of title 17, United States Code.

(e) **DEFINITIONS.**—In this Act:

(1) **COMMERCIAL MOBILE DATA SERVICE; COMMERCIAL MOBILE RADIO SERVICE.**—The terms “commercial mobile data service” and “commercial mobile radio service” have the respective meanings given those terms in section 20.3 of title 47, Code of Federal Regulations, as in effect on the date of the enactment of this Act.

(2) **WIRELESS TELECOMMUNICATIONS NETWORK.**—The term “wireless telecommunications network” means a network used to provide a commercial mobile radio service or a commercial mobile data service.

(3) **WIRELESS TELEPHONE HANDSETS; WIRELESS DEVICES.**—The terms “wireless telephone handset” and “wireless device” mean a handset or other device that operates on a wireless telecommunications network.

Mr. BLUMENTHAL. Mr. President, I ask unanimous consent that the com-

mittee-reported substitute amendment be agreed to, the bill, as amended, be read a third time and passed, and the motions to reconsider be laid upon the table, with no intervening action or debate.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 517) was ordered to be engrossed for a third reading, was read the third time, and passed.

MEASURES READ THE FIRST TIME—S. 2609, H.R. 5021

Mr. BLUMENTHAL. Mr. President, I understand there are two bills at the desk, and I ask for their first reading en bloc.

The PRESIDING OFFICER. The clerk will read the bills by title for the first time.

The assistant legislative clerk read as follows:

A bill (S. 2609) to restore States' sovereign rights to enforce State and local sales and use tax laws, and for other purposes.

A bill (H.R. 5021) to provide an extension of Federal-aid highway, highway safety, motor carrier safety, transit, and other programs funded out of the Highway Trust Fund, and for other purposes.

Mr. BLUMENTHAL. I now ask for a second reading en bloc and I object to my own request en bloc.

The PRESIDING OFFICER. Objection having been heard, the bills will be read a second time on the next legislative day.

ORDERS FOR WEDNESDAY, JULY 16, 2014

Mr. BLUMENTHAL. Mr. President, I ask unanimous consent that when the Senate completes its business today, it adjourn until 9:30 a.m. on Wednesday, July 16, 2014, and that following the prayer and pledge, the morning hour be deemed expired, the Journal of proceedings be approved to date, and the time for the two leaders be reserved for their use later in the day; that following any leader remarks, the Senate proceed to executive session and resume consideration of Executive Calendar No. 850 with the time until 10:15 a.m. controlled as follows: 10 minutes for Senator GRASSLEY, 10 minutes for Senator CORNYN, 10 minutes for Senator SHAHEEN, and any remaining time under the control of Senator MCCASKILL; further, that at 10:15 a.m., the Senate proceed to vote on the motion to invoke cloture on the nomination; and that if cloture is invoked, the time until 12:20 p.m. be equally divided between the two leaders or their designees; and at 12:20 p.m., all postcloture time be expired, the Senate proceed to vote on confirmation of the

nomination; that if the nomination is confirmed, the motion to reconsider be considered made and laid upon the table and the President be immediately notified of the Senate's action; further, that upon disposition of the White nomination, the Senate resume legislative session and the motion to proceed to Calendar No. 459, S. 2578, with the time until 2 p.m. equally divided and controlled between the two leaders or their designees, and the time from 2 p.m. until 2:10 p.m. equally divided between the two leaders or their designees; finally, that at 2:10 p.m., the Senate proceed to vote on the motion to invoke cloture on the motion to proceed to S. 2578.

The PRESIDING OFFICER. Without objection, it is so ordered.

PROGRAM

Mr. BLUMENTHAL. Mr. President, this agreement sets up as many as three rollcall votes tomorrow: at 10:15 a.m. a cloture vote on the White nomination; at 12:20 p.m. a vote on confirmation of the White nomination, if cloture is invoked; and at 2:10 p.m. a cloture vote on the motion to proceed to S. 2578, Protect Women's Health From Corporate Interference Act of 2014.

ADJOURNMENT UNTIL 9:30 A.M. TOMORROW

Mr. BLUMENTHAL. Mr. President, if there is no further business to come before the Senate, I ask unanimous consent that it adjourn under the previous order.

There being no objection, the Senate, at 7:24 p.m., adjourned until Wednesday, July 16, 2014, at 9:30 a.m.

CONFIRMATIONS

Executive nominations confirmed by the Senate July 15, 2014:

DEPARTMENT OF TRANSPORTATION

PAUL NATHAN JAENICHEN, SR., OF KENTUCKY, TO BE ADMINISTRATOR OF THE MARITIME ADMINISTRATION.

DEPARTMENT OF STATE

ROBERT A. WOOD, OF NEW YORK, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, FOR THE RANK OF AMBASSADOR DURING HIS TENURE OF SERVICE AS U.S. REPRESENTATIVE TO THE CONFERENCE ON DISARMAMENT.

FEDERAL ENERGY REGULATORY COMMISSION

NORMAN C. BAY, OF NEW MEXICO, TO BE A MEMBER OF THE FEDERAL ENERGY REGULATORY COMMISSION FOR THE TERM EXPIRING JUNE 30, 2018.

CHERYL A. LAFLEUR, OF MASSACHUSETTS, TO BE A MEMBER OF THE FEDERAL ENERGY REGULATORY COMMISSION FOR THE TERM EXPIRING JUNE 30, 2019.

DEPARTMENT OF STATE

JAMES D. NEALON, OF NEW HAMPSHIRE, A CAREER MEMBER OF THE SENIOR FOREIGN SERVICE, CLASS OF MINISTER-COUNSELOR, TO BE AMBASSADOR EXTRAORDINARY AND PLENIPOTENTIARY OF THE UNITED STATES OF AMERICA TO THE REPUBLIC OF HONDURAS.